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UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

OEC FREIGHT,

Plaintiff,

- against -

GREN AUTOMOTIVE, INC.,

Defendant.

ORDER

08 Civ. 10133 (PGG)

PAUL G. GARDEPHE, U.S.D.J.:

WHEREAS during a September 25, 2009 telephone conference in the above-captioned action, both parties consented to a thirty-day order dismissing the action with prejudice; it is hereby

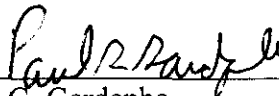
ORDERED that the above-captioned action shall be dismissed with prejudice but without costs; provided, however, that either party may apply to this Court by letter before **October 27, 2009** for restoration of this action to the Court's calendar. It is further

ORDERED that the parties shall submit a joint letter to the Court via fax no later October 1, 2009 explaining whether Defendant has made its final payment to Plaintiff.

The Clerk of the Court is directed to close the case.

Dated: New York, New York  
September 25, 2009

SO ORDERED.

  
Paul G. Gardephe  
United States District Judge